

INFORMATION SHEET

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Saint Paul District

FILE NUMBER: MVP-2007-1587-TJF

PROJECT MANAGER: Tim Fell

PROJECT REVIEW/DETERMINATION COMPLETED: In the office? Y ☒ N ☐ Date: March 30, 2007
At the project site? Y ☐ N ☐ Date:

PROJECT LOCATION INFORMATION:

State: Minnesota

County: Anoka

Center coordinates of site by latitude & longitude: SE 1/4 of the NW1/4 Section 24, T32N, R22W

Approximate size of site/property (including uplands) in acres: about 15 acres

Name of waterway or watershed: Rice Creek Watershed

Type of Aquatic Resource ¹ :	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Ft	Unknown
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands				X					
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?				X	
Is or would be used as habitat by other migratory birds that cross state lines?				X	
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?				X	

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved: ☒

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ADDITIONAL INFORMATION SUPPORTING njd (e.g., paragraph 1 site conditions; paragraphs 2-3 rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 site information on waters of the U.S. occurring onsite): **Much of the 15 acre site was excavated and mined as a source of fill material for highway projects. The entire wetland now is about 10 acres in size. The site was farmed prior to the mining work. It has been mapped as "cut and fill" land by the Anoka County soil survey. The wetland consists of some pockets of open water (Type 3/4 conditions) and other areas of herbeous meadow, shrub and some forested vegetation. There is no evidence of any creeks, drainage ditches or tile lines that would connect the excavated basin to other off site waters. It is unlikely that the open water pockets are susceptible for boating use; nor does it appear that the basin would be used for any type of commercial operation.**